Temporary Mailing Address

Barstow, CA 92311

The Honorable Dianne Feinstein, Senator United States Senate Committee on the Judiciary 224 Dirksen Senate Office Building, Washington, D.C. 20510-6050 **TRANSMITTAL** 

Dated: July 13, 2015

Attached hereto and incorporated for future reference are:

### Open Letter to Honorable Barack Hussein Obama II, President United States of America

White House President Obama CEQ Attn: Hon. Mike Boots, Acting Chair 1600 Pennsylvania Avenue NW Washington, DC 20500

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California Environmental Protection Agency Cal/EPA Law Enforcement and Counsel Office 1001 "I" Street Sacramento, California 95814 **TRANSMITTAL** 

Dated: July 13, 2015

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Office of Environmental Health Hazard Assessment (OEHHA) Prop 65 ARSENIC Attn: Cynthia Oshita, (Disclosure) P.O. Box 4010 Sacramento, California 95812 **TRANSMITTAL** 

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Hon. Jerry Hill, Chair California Senate EQC Oversight State Capitol, Room 2205 Sacramento, California 95814 TRANSMITTAL

Dated: July 13, 2015

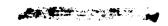
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TRANSMITTAL

Dated: July 13, 2015

Attn: Terry Wade, Special Agent

**FBI** 

11000 Wilshire Blvd.

Los Angeles, California 90024-3672

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Hon. Luis A. Alejo, Assembly Member Environmental Safety and Toxic Materials Committee 1020 N Street, Room 171 Sacramento, California 95814 **TRANSMITTAL** 

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Barstow, CA 92311

Attn: Gary Edward Tavetian, Esq.
Supervising Deputy Attorney General
OFFICE OF THE ATTORNEY GENERAL, DOJ
Natural Resources Law Section
300 S. Spring Street, #5000
Los Angeles, California 90013

TRANSMITTAL

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Ross Sevy, District Director Office of Jay Obernolte, Assemblyman 5900 Smoke Tree Street, Suite 125 Hesperia, California 92345 TRANSMITTAL

Dated: July 13, 2015

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**TRANSMITTAL** 

Dated: July 13, 2015

Proposition 65 Enforcement Reporting Attention: Prop 65 Coordinator 1515 Clay Street, Suite 2000

Post Office Box 70550

Oakland, California 94612-0550

Attached hereto and incorporated for future reference are:

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California Attorney General Office, DOJ Proposition 65 Enforcement Reporting 1515 Clay Street, Suite 2000 Oakland, California 94612-0550 **TRANSMITTAL** 

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Diane Trujilo, Enforcement Agent CAL / EPA ENFORCEMENT 1001 "I" Street Sacramento, CA 95814 TRANSMITTAL

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Hon. Barbara Boxer, U.S. Senator U.S. Senate Committee on Environment 112 Hart Senate Office Building Washington, D.C. 20510 TRANSMITTAL

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Hon. Nancy Patricia D'Alesandro Pelosi U. S. Congresswoman United States House of Representatives 233 Cannon H.O.B. Washington, DC 20515 **TRANSMITTAL** 

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Hon. Paul Cook, U.S. Congressman United States House of Representatives 1222 Longworth House Office Building Washington, D.C. 20515-0508 **TRANSMITTAL** 

Dated: July 13, 2015

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Temporary Mailing Address

Barstow, CA 92311

Attn: Julie Jordan; Dan Drazan; Tracy Back US EPA Criminal Investigation Division (CID) Los Angeles Resident Office 600 Wilshire Blvd., Suite 900 Los Angeles, CA 90017 TRANSMITTAL

Dated: July 13, 2015

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Attn: Deborah L. Harris; W. Benjamin Fisherow U.S. DOJ / Environmental Enforcement Environment and Natural Resources Division 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

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Barstow, CA 92311

Attn: Bill L. Lewis; Kendrick D. Williams; Terry Wade; Joseph O. Johns; Patrick Bohrer FBI Investigation Division 11000 Wilshire Boulevard, Suite 1700 Los Angeles, CA 90024 TRANSMITTAL

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**TRANSMITTAL** 

Dated: July 13, 2015

Attn: Terry Wade, Special Agent

**FBI** 

11000 Wilshire Blvd.

Los Angeles, California 90024-3672

Attached hereto and incorporated for future reference are:

1. SIXTH REQUEST FOR IMMEDIATE INVESTIGATION BY FBI SIGNATURES PAGES MAILING LIST

Temporary Mailing Address

Barstow, CA 92311

TRANSMITTAL

Dated: July 13, 2015

California Environmental Protection Agency Cal/EPA Law Enforcement and Counsel Office 1001 "I" Street Sacramento, California 95814

Attached hereto and incorporated for future reference are:

SIXTH REQUEST FOR IMMEDIATE INVESTIGATION BY FBI SIGNATURES PAGES MAILING LIST

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Barstow, CA 92311

Office of Environmental Health Hazard Assessment (OEHHA) Prop 65 ARSENIC Attn: Cynthia Oshita, (Disclosure) P.O. Box 4010 Sacramento, California 95812 **TRANSMITTAL** 

Dated: July 13, 2015

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Attn: Gary Edward Tavetian, Esq.
Supervising Deputy Attorney General
OFFICE OF THE ATTORNEY GENERAL, DOJ
Natural Resources Law Section
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Los Angeles, California 90013

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Dated: July 13, 2015

Proposition 65 Enforcement Reporting Attention: Prop 65 Coordinator 1515 Clay Street, Suite 2000 Post Office Box 70550 Oakland, California 94612-0550

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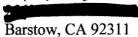
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Diane Trujilo, Enforcement Agent CAL / EPA ENFORCEMENT 1001 "I" Street Sacramento, CA 95814 TRANSMITTAL

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Dated: July 13, 2015

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OGWDW - 4601M Office of Ground Water and Drinking Water U. S. EPA Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Washington, DC 20460 TRANSMITTAL

Dated: July 13, 2015

Attached hereto and incorporated for future reference are:

## BEFORE: FEDERAL BUREAU OF INVESTIGATION SIXTH REQUEST FOR IMMEDIATE INVESTIGATION BY FBI

Dated: July 13, 2015

THE PERSON OF BUILDING

## ATTN: FEDERAL BUREAU OF INVESTIGATION FBI Los Angeles 11000 Wilshire Blvd. Suite 1700, Los Angeles, CA 90024-3672 Tel (310) 477-6565 Attn: Terry Wade, Special Agent

## I. <u>PARTIES</u>

Victims from the town of Hinkley, CA 92347, per attached Signatures Pages (Victims)

Dr. John Izbicki, United States Geological Survey (USGS)

State Water Resources Control Board, Research, Planning and Performance (Cal/EPA)

State of California Lahontan Regional Water Quality Control Board (RWQCB)

United States Environmental Protection Agency (US EPA)

## II. ALLEGATIONS

- 1. The Victims alleges, that the purported as "necessary", "critical", and "conclusive", study and reports by Dr. John Izbicki from USGS, in identifying, distinguishing and reporting the naturally occurring verses anthropogenic (caused by PG&E) occurrence of Hexavalent Chromium in the aquifers beneath the town of Hinkley, California 92347 is a <u>tactical ploy</u> and a <u>conspiracy</u>, aimed to substantially and fraudulently diminish the strict liabilities of Pacific Gas and Electric Company (PG&E), in addition to circumventing federal and state laws, including but not limited to the Federal Law "Violation of United States Safe Drinking Water Act (U.S. SDWA).
- 2. The Victims alleges, that unjust enrichment has occurred by the State of California, specifically by the Lahontan Regional Water Quality Control Board, and by United States Geological Survey (USGS) and Dr. John Izbicki, evidenced by \$3,500,000 (rounded) paid to the State of California Water Board by Pacific Gas and Electric Company (PG&E), and \$1,000,000 (rounded) paid by United States of America to the State of California Water Board, all under conspiracy theory, at the expense of the Victims, suffering total economic losses to real properties and noneconomic losses, including but not limited to sustained health injuries and/or premature wrongful dead.
- 3. As a direct result thereof acts alleged in Paragraph 2, the acts of Paragraph 1, has occurred. Millions of dollars paid by PG&E has influenced Regulatory Agency's acts, as exhibited herein.

THEREFORE, THE VICTIMS HEREBY DEMAND IMMEDIATE INVESTIGATION BY FBI.

## BEFORE: FEDERAL BUREAU OF INVESTIGATION SIXTH REQUEST FOR IMMEDIATE INVESTIGATION BY FBI

Dated: July 13, 2015

## III. EVIDENTIARY EXHIBITS

#### **EXHIBIT "A"**

Attached hereto and incorporated herein by reference is the link to the State of California Lahontan Regional Water Quality Control Board website, entitled "Copies of Peer Review Comment Letters" <a href="http://www.swrcb.ca.gov/lahontan/water\_issues/projects/pge/docs/encl\_lappndl.pdf">http://www.swrcb.ca.gov/lahontan/water\_issues/projects/pge/docs/encl\_lappndl.pdf</a> (Extrapolated therefrom Pier Review, are assertions by piers, in quote marks, at Water Board website)

By: James A. Jacobs, Chief Hydrogeologist P.G.#4815, C.H.G.#88 CLEARWATER GROUP 229 Tewksbury Ave., Pt. Richmond, CA 94801 Tel: 510-307-9943

"James A. Jacobs, PG, CHG, is a Fulbright Scholar and has practiced geology for 30 years, teaches Sustainable Remediation Methods for Soils and Water at the UC Berkeley Extension and co-authored The Chromium (VI) Handbook, 2005, CRC Press."

SAMPLING AND LABORATORY TESTING, CONDUCTED BY DR. JOHN IZBICKI FROM USGS, OF ANY WELL IN HINKLEY, CA 92347 IS ABSOLUTELY UNWARANTED, THUS THE TASK OF IDENTIFYING NATURALLY OCCURRING, VERSUS ANTROPOGENIC (CAUSED BY PG&E) OCCURRENCE OF HEXAVALENT CHROMIUM IS ALLEGED TO BE A TACTICAL PLOY, AND SUCH ALLEGATION IS BASED UPON THE POINTS AND AUTHORITIES EXHIBITED HEREIN BELOW.

http://www.swrcb.ca.gov/lahontan/water\_issues/projects/pge/docs/encl\_lappnd1.pdf

"For the purposes of a detailed geochemical background study, however, no useful geologic information on background concentrations can be obtained from mixed well waters that are available in a well which is screened over two aquifer zones. The laboratory sample results from wells containing mixed aquifer 'waters cannot be considered reflective of any specific aquifer and, therefore, they should not be used in a scientifically based background study of Cr(T) and Cr(VI)". (Page 5, middle) "Depending on the water pressures associated with each aquifer, the Upper Aquifer Cr(T) and Cr(VI) concentrations in \_mixed aquifer 'wells will likely be diluted by the cleaner Lower Aquifer. If the Lower Aquifer has significantly higher pressure than the Upper Aquifer, the www.clearwatergroup.com Since 1990 229 Tewksbury Ave., Pt. Richmond, CA 94801 TEL: 510-307-9943; FAX: 510-232-2823 6 overall concentrations of Cr(T) and Cr(VI) will be more diluted". (Page 5, bottom / Page 6, top)

"These concentrations of the well water reflect the overall water quality from the individual wells and the overall Cr(T) and Cr(VI) exposure potential to humans or the environment. However, these wells have almost no value in showing background levels of Cr(T), Cr(VI), or other chemicals" (Page 6, middle)

## BEFORE: FEDERAL BUREAU OF INVESTIGATION SIXTH REQUEST FOR IMMEDIATE INVESTIGATION BY FBI

Dated: July 13, 2015

"In summary, the natural Cr(VI) and Cr(T) levels will be difficult to assess since the entire area has had intense agricultural pumping from both Upper and Lower Aquifers for up to eight decades. Artificial recharge has also been occurring in certain locations, affecting the natural background conditions of Cr(T) and Cr(VI). The background study for both Cr(T) and Cr(VI) in the current form is inadequate and inaccurate for reasons given above". (Page 9, bottom)

PURPORTED LOCKHAT EARTHQUAKE FAULT, AS BEING AN IMPEDIMET TO WATER PERCULATING THRU IT, IS HEREBY ALLEGED AS INTENTIONAL DISTORTION AND MISLEADED FACTS. IN FACT, THE HIGH PERMABILITY ZONES DUE TO LITHOLOGIC CHARACTERISTICS OR GEOLOGIC FAULTS (LOCKHART), TRIGGERS CONTRADICTION, THUS THE LOCKHART EARTHQUAKE FAULT IS NOT AN IMPEDIMEND, FURTHER BASED UPON THE FOLLOWING HEREIN BELOW POINTS AND AUTHORITIES.

"As noted, well data should reflect specific aquifer zones, not mixed zones. Given the eight decades of intense agricultural pumping, it is possible that with preferred flow pathways (high permeability zones due to lithologic characteristics or geologic faults (Lockhart) or other potential conduits), some of the Cr(T) and Cr(VI) from the Core Area may have migrated over the past decades toward the east or west into the East Cross Gradient Area or the West Cross Gradient Area, respectively". (Page 11, middle)

ASSERTIONS BY THE STATE OF CALIFORNIA LAHONTAN REGIONAL WATER QUALITY CONTROL BORD THAT THE AGRICULTURAL OPERATIONS BY THE DAIRY'S FARMERS ARE EXACTLY THE SAME AS AGRICULTURAL OPERATIONS CONDUCTED BY PG&E, INCLUDING BUT NOT LIMITED TO OTHER UNSUBSTANTIATED ASSERTIONS, ALLEGED TO SHIELD PG&E FROM LIABILITY, ARE CONTRADICTED BY HEREIN BELOW POINTS

"c) Role of irrigation with Cr(VI) water in the increase of the plume Deposition of Cr(VI) throughout the basin land surface has not been mapped. Correlation between land irrigation of Cr(T) and Cr(VI) impacted groundwater at the Land Treatment Units and the presence of chromium in the underlying soil and groundwater needs more focused investigation. The mechanism of remediation of spraying Cr(VI) onto the soil and the conversion of the oxidized Cr(VI) into the reduced Cr(III) and ultimately into chromium hydroxide using soil as a treatment media are not well documented or verified. Peroxide and acids may clean the drip or irrigation lines, but may also help to mobilize and carry the Cr(T) and Cr(VI) deeper into the subsurface environment if the acids or peroxide are spilled onto the soil. d) Lack of control of groundwater extraction throughout the basin There has been none, and there is currently no hydraulic control over the groundwater basin, so the plume will continue to migrate. The Cr(VI) plume is expanding both laterally to the north, as well as vertically, as evidenced by plume maps from 2001 to current consultant studies. e) Historic patterns of Cr(VI) migration There may be historic patterns of Cr(VI) migration which have left residue available for future recapture and migration." (Page 11, middle)

"Heavy groundwater extraction since the 1930's supports this concept that the Cr(T) and Cr(VI) plume has migrated cross gradient through preferred flow pathways. Major geochemical changes in the Hinkley Valley caused by large water movements, including extraction, are likely to have occurred over the past several decades, altering background levels of Cr(T) and Cr(VI)." (Page 14, middle)

## VICTIMS FROM HINKLEY, CA 92347

| NO. | Victim's Name      | Signature or Signature on Behalf of | Victim's Mailing Address |
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| California Attorney General Office, DOJ<br>Proposition 65 Enforcement Reporting<br>1515 Clay Street, Suite 2000<br>Oakland, California 94612-0550                      | OGWDW - 4601M Office of Ground Water and Drinking Water U. S. EPA Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Washington, DC 20460                                |
|--|--|
| Diane Trujilo, Enforcement Agent CAL / EPA ENFORCEMENT 1001 "I" Street Sacramento, CA 95814  | White House President Obama CEQ Attn: Hon. Mike Boots, Acting Chair 1600 Pennsylvania Avenue NW Washington, DC 20500   |
| The Honorable Leondra R. Kruger<br>Supreme Court of California<br>350 McAllister Street<br>San Francisco, CA 94102-4797  | Clark Hansen, Chief Deputy District Attorney SAN BERNARDINO COUNTY DISTRICT ATTORNEY BUREAU OF INVESTIGATION – ENVIRONMENTAL CRIMES 14455 Civic Dr., Suite 300 Victorville, CA 92392 |
| The Honorable Joanne B. O'Donnell The California Supreme Court Committee on Judicial Ethics Opinions 350 McAllister Street, Room 1144A San Francisco, California 94102 | Hon. Bob Wieckowski, Senator<br>State Capitol, Room 3086,<br>Sacramento, CA 95814-4900<br>Tel (916) 651-4010   |
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